



IT IS ORDERED as set forth below:

Date: February 25, 2010

Mary Grace Diehl

**Mary Grace Diehl
U.S. Bankruptcy Court Judge**

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ROME DIVISION**

IN RE:	:	CASE NUMBER
	:	
JAMES ALAN MURPHY,	:	09-40854-MGD
	:	
Debtor.	:	CHAPTER 13
	:	

ORDER

The above-styled Chapter 13 case is before the Court on Brian R. Cahn's ("Debtor's counsel") Application for Supplemental Compensation ("Application"). (Docket No. 35). The matter came on for hearing on February 24, 2010. Present at the hearing was Brian R. Cahn. In the Application, Debtor's counsel sought supplemental compensation in the amount of \$300 for services performed on a post-confirmation modification of Debtor's plan and in the amount of \$100 for services performed on an objection to claim. In the Disclosure of Compensation of Attorney for Debtor, attached to Debtor's petition, Debtor's counsel certified that he had agreed to accept \$3950 as a base fee, which would not cover certain specifically identified services. The post-confirmation modification for which Debtor's counsel now seeks compensation was a modification to address Debtor's loss of employment. As post-confirmation modifications related to changes in employment

are identified as services beyond the scope of the base fee, it is appropriate to allow Debtor's counsel additional compensation for that service. The objection to claim for which Debtor's counsel now seeks compensation was a pre-confirmation, pre-bar-date objection that was not necessary for the confirmation of Debtor's plan. That service is not in the list of services excluded from the base fee that Debtor's counsel agreed to accept. Therefore, it appears that Debtors' counsel's base fee covers this service and that Debtor's counsel is not entitled to additional compensation for this service. Accordingly, it is

ORDERED that Debtor's counsel's Application for Supplemental Compensation is **GRANTED** in the amount of \$300 and **DENIED** as to the remaining \$100 requested.

The Clerk shall serve a copy of this Order upon Debtor, Debtor's counsel, the Chapter 13 Trustee, and the U.S. Trustee.

END OF DOCUMENT